

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION VII

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ENVIRONMENTAL PROTECTION
AGENCY-REGION VII
REGIONAL HEARING CLERK

IN THE MATTER OF)

J&S Farm Supply, Inc.)

Respondent.)

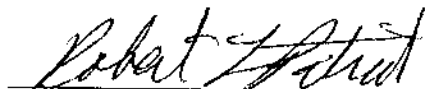
) Docket No. FIFRA-07-2003-0025
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FINAL ORDER

This proceeding was initiated on December 2, 2002, by the filing of a complaint against Respondent, alleging a violation of Section 311(b)(6) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and proposing a penalty of four thousand four hundred dollars (\$4,400). The complaint did not seek any other relief. As authorized by Rule 22.18(a)(1) of the Consolidated Rules of Practice, 40 C.F.R. §22.18(a)(1), Respondent elected to pay the proposed penalty in full, and timely submitted a copy of the check for the penalty amount, in substantial compliance with Rule 22.18(a)(1). As provided in Rule 22.18(a)(3), payment by Respondent constitutes a waiver of its rights to contest the allegations in the complaint, and to appeal this final order.

Therefore, pursuant to Rule 22.18(a)(3), it is hereby ORDERED, that the resolution of this proceeding pursuant to Rule 22.18(a)(1) is approved and that the proceeding is concluded.

Dated: December 17, 2002


Robert L. Patrick
Regional Judicial Officer

IN THE MATTER OF J&S Farm Supply, Inc., Respondent
Docket No. FIFRA-07-2003-0025

CERTIFICATE OF SERVICE

I certify that the foregoing Final Order was sent this day in the following manner to the addressees:


Copy hand delivered to
Attorney for Complainant:

Rupert G. Thomas
Senior Assistant Regional Counsel
Region VII
United States Environmental Protection Agency
901 N. 5th Street
Kansas City, Kansas 66101

Copy by U.S. Certified Mail,
Return Receipt Requested, to:

Timothy L. Jones
Registered Agent
J&S Farm Supply, Inc.
108 Highland
Williamsburg, Iowa 52361

Dated: 12/17/02


Kathy Robinson
Regional Hearing Clerk